

TITLE V—BORDER SECURITY
DEPARTMENT OF DEFENSE—MILITARY
CHAPTER 1

BORDER SECURITY INITIATIVE

The conference agreement recommends \$708,000,000, instead of \$756,000,000 as proposed by the Administration, for the Department of Defense to fund the incremental military personnel and operation and maintenance costs of deploying up to 6,000 National Guard personnel to the U.S. border for one year in support of the Department of Homeland Security.

The conferees direct the Secretary of Defense to provide a report to the congressional defense committees within 30 days after the end of each fiscal quarter detailing the transfers of funds provided in this chapter until funds provided in this chapter are no longer available for transfer. The conferees direct that the report shall include: a detailed accounting of obligations and expenditures of appropriations to which funds are transferred by appropriation account, program, and subactivity group; and a listing of equipment procured using funds provided in this chapter.

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement deletes a provision, as proposed by the Senate, which reduced funds for Department of Defense—Military in this Act by \$1,908,000,000.

CHAPTER 2

DEPARTMENT OF HOMELAND SECURITY

The conferees agree to provide \$1,172,000,000 for border security and immigration enforcement programs within the Department of Homeland Security as requested by the President on May 18, 2006, instead of \$1,900,000,000 as proposed by the Senate and no funds as proposed by the House. Funds are available until September 30, 2007.

CHAPTER 3

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

ADMINISTRATIVE REVIEW AND APPEALS

The conference agreement provides \$9,000,000 for Administrative Review and Appeals, Executive Office of Immigration Review to meet additional caseload requirements resulting from increased border enforcement efforts of the Department of Homeland Security.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL
ACTIVITIES

The conference agreement provides \$9,000,000 for the Civil Division's Office of Immigration Litigation to meet additional caseload requirements resulting from increased border enforcement efforts of the Department of Homeland Security.

SALARIES AND EXPENSES, UNITED STATES
ATTORNEYS

The conference agreement provides \$2,000,000 for United States Attorneys to prosecute additional cases in support of increased border enforcement efforts of the Department of Homeland Security.

PORT SECURITY ENHANCEMENTS

The conferees do not include supplemental appropriations totaling \$648,050,000 for port security enhancements as proposed by the Senate. The House proposed no similar funding.

TITLE VI

LEGISLATIVE BRANCH
ARCHITECT OF THE CAPITOL
CAPITOL POWER PLANT

The conference agreement includes \$27,600,000, to remain available until Sep-

tember 30, 2011, for the Architect of the Capitol, Capitol Power Plant, to make improvements in the utility steam tunnels, as proposed by the Senate.

TITLE VII—GENERAL PROVISIONS AND
TECHNICAL CORRECTIONS

The conference agreement includes section 7001 regarding the availability of funds in this Act. The House proposed identical language as section 3001, and the Senate proposed identical language as section 9001.

Sec. 7002. The conference agreement includes a provision for Department of Defense—Military, as proposed by the House and Senate, concerning funds for intelligence related activities.

Sec. 7003. The conference agreement includes a provision for Department of Defense—Military, as proposed by the Senate, which makes a technical correction to section 8044 of the fiscal year 2006 Department of Defense Appropriations Act concerning the Office of Economic Adjustment.

The conference agreement does not include a provision for Department of Defense—Military, as proposed by the Senate, concerning mortuary affairs. The conferees have been advised that the Armed Services Committees in the House and Senate plan to address the Department of Defense mortuary affairs procedures in the fiscal year 2007 National Defense Authorization Act. The conferees encourage the Department to complete a thorough review of procedures to preserve and expeditiously return the bodies of American military casualties to their families and loved ones. Further, the conferees encourage the Department to continue to improve casualty assistance procedures in support of survivors of military decedents.

Sec. 7004. The conferees agree to rescind \$20,000,000 from lapsed fiscal year 2005 balances, instead of \$43,620,000 from unobligated balances available in the Immigration and Customs Enforcement Automation Modernization account as proposed by the House and no rescission as proposed by the Senate. The conferees direct the Secretary of the Department of Homeland Security to report to the Committees on Appropriations of the Senate and House of Representatives within fifteen days after enactment of this Act on the proposed distribution of the rescission of funds prior to its implementation pursuant to section 504 of Public Law 108-334. This report should specifically list the respective amount proposed to be rescinded by agency and appropriations account, and explain the original purpose of the appropriation and the reason why such funds are available.

The conferees agree to provide \$20,000,000 for United States Secret Service Salaries and Expenses, instead of \$43,620,000 as proposed by the House and no appropriation as proposed by the Senate. Of this total, \$18,000,000 is provided to restore a shortfall in overtime expenses, and \$2,000,000 is provided for the purchase of critical equipment.

Sec. 7005. The conferees agree to rescind \$3,960,000 from Office of Screening Coordination and Operations and reappropriate these funds to the Office of Policy within the Office of the Secretary and Executive Management, as proposed by the Senate. The House bill had no comparable provision.

Sec. 7006. The conferees agree to strike Section 528 of Public Law 109-90.

Section 7007 extends the authority for collection of fees, under the Surface Mining Control and Reclamation Act of 1977, through September 30, 2007, as proposed in section 9016 of the Senate bill. These fees are paid by coal producers and are subsequently appropriated for reclamation of abandoned mines.

The conference agreement does not include language, proposed in section 9015 of the Sen-

ate bill, providing an additional \$500,000 to the U.S. Geological Survey for assistance with assessments of critical reservoirs and dams.

The conference agreement does not include language, proposed in section 9036 of the Senate bill, providing an additional \$1,000,000 to the Environmental Protection Agency for assistance relating to assessments and monitoring of waters in the State of Hawaii.

HHS—LOW INCOME HOME ENERGY ASSISTANCE

The conference agreement does not include a provision proposed by the House that permitted the allocation of emergency funds provided under section 9001(a)(2) of the Deficit Reduction Act of 2005 to be available during the remainder of fiscal year 2006 and fiscal year 2007. The Senate did not include a similar provision.

DEPARTMENT OF LABOR—OFFICE OF JOB CORPS

The conference agreement deletes without prejudice language proposed by the Senate to prohibit the implementation of Secretary's Order 09-2006. The House had no similar provision. The conferees direct the Department to implement Section 102 of Public Law 109-149 retaining in the Job Corps those program functions previously administered by the Job Corps prior to the transfer and to ensure the support necessary for oversight and management responsibilities.

The conferees further expect that, although the Office of Assistant Secretary for Administration and Management will oversee the procurement process, this arrangement shall not alter the existing authorities, duties, or activities of Job Corps as it existed prior to the transfer. The Office of Job Corps and the Assistant Secretary for Administration and Management are directed to maintain controls to assure the procurement activities are completely separate from program operations. Further, the Department is directed to report to the Committees on Appropriations in the House and Senate by August 30, 2006 on steps necessary to establish a unified chief procurement officer with responsibilities for all procurement activities in the Department. The report shall include the comments and recommendations of the Department's Inspector General.

DEPARTMENT OF LABOR—MINE SAFETY

Sec. 7008. The conference agreement includes \$25,600,000 as proposed by the Senate for hiring of additional inspectors, including their training and equipment, to increase coal mine enforcement. The House had no similar provision. Funds are designated as emergency and are made available for two years. The conferees instruct the Department to include a plan for the allocation of funds in the first report to the House and Senate Committees on Appropriation and the House and Senate authorizing committees, due on July 15, 2006.

HEALTH RESOURCES AND SERVICES
ADMINISTRATION

HEALTH RESOURCES AND SERVICES

Sec. 7009. The conference agreement includes a provision that extends the funding availability for a fiscal year 2001 Congressional project until September 30, 2009. The Senate included a similar provision, but extended the availability of funding until expended. The House did not propose a similar provision.

CENTERS FOR DISEASE CONTROL—MINE SAFETY

Sec. 7010. The conferees include \$10,000,000 for the National Institute for Occupational Safety and Health for research to develop mine safety technology, as proposed by the Senate. The House had no similar provision.

RAILROAD RETIREMENT BOARD

Sec. 7011. The conference agreement includes a provision proposed by the Senate to